

1 JEFFREY B. COOPERSMITH (SBN 252819)
2 AMY WALSH (Admitted Pro Hac Vice)
3 STEPHEN A. CAZARES (SBN 201864)
4 ORRICK, HERRINGTON & SUTCLIFFE LLP
5 The Orrick Building
6 405 Howard Street
7 San Francisco, CA 94105-2669
8 Telephone: +1-415-773-5700
9 Facsimile: +1-415-773-5759

10 Email: jcoopersmith@orrick.com; awalsh@orrick.com;
11 scazares@orrick.com

12 Attorneys for Defendant
13 RAMESH "SUNNY" BALWANI

14 UNITED STATES DISTRICT COURT
15 NORTHERN DISTRICT OF CALIFORNIA
16 SAN JOSE DIVISION

17 UNITED STATES OF AMERICA,
18 Plaintiff,
19 v.
20 RAMESH "SUNNY" BALWANI,
21 Defendant.

Case No. 18-CR-00258-EJD

**DECLARATION OF JEFFREY B.
COOPERSMITH IN SUPPORT OF
DEFENDANT RAMESH "SUNNY"
BALWANI'S ADMINISTRATIVE
MOTION TO SET NEW REPORTING
DATE**

Hon. Edward J. Davila

DECLARATION OF JEFFREY B. COOPERSMITH

I, Jeffrey B. Coopersmith, declare as follows:

1. I am counsel for defendant Ramesh “Sunny” Balwani in the above-captioned case. I submit this declaration in support of Mr. Balwani’s Administrative Motion to Set New Reporting Date. I have personal knowledge of the facts stated herein.
2. On April 6, 2023, pursuant to Local Civil Rule 7-11(a), shortly after the Ninth Circuit issued its order denying Mr. Balwani release pending appeal, I contacted counsel for the government by email at 7:40 p.m. PDT. My email asked for the government’s position on the relief sought for an April 20, 2023 reporting date.
3. I have not heard back from the government counsel, but I am not criticizing them in any way in light of the urgent timing of the request.
4. Because of the imminent need to set a new reporting date, the government’s position on Mr. Balwani’s motion could not be obtained.

I declare under penalty of perjury that the foregoing is true and correct.

Executed April 6, 2023, at Seattle, Washington.

/s/ Jeffrey B. Coopersmith

JEFFREY B. COOPERSMITH